Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 017 - 04463 - 1348 - 054	Date: 02/27/2017	Time: 1535
Location: [redacted]	City or Station: Artesia	
Bureau/Station/Facility: South Patrol Division/Lakewood Station	Admin. Investigation: ○ YES ◉ NO	
Type of Force: Controlled Holds/Taser/Takedown/Resisted Handcuffing		
Incident Category: ○1 ○2 ◉3	Deputy Injury: ◉ YES ○ NO	Suspect Injury ◉ YES ○ NO
☒ Call ☐ Observation ☐ Detail	☐ Foot Pursuit	☐ Vehicle Pursuit
IAB Notified: ◉ YES ○ NO	Person Notified: Lt. Justin Diez Emp: [redacted]	IAB Roll Out ◉ YES ○ NO

Involved Employee

E1

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Simpkins	Scott	A	DSG

Sex	Race	Height	Weight	Age	Shift	
◉ M ○ F	W	600	180	25	○ EM ○ Day ◉ PM	◉ Regular Shift ◉ OT Shift ○ Off Duty

Unit of Assignment: Lakewood Station
Work Assignment (Unit #, Module, etc.): 135A

Individual Force Used: Taser/Resisted Handcuffing — ○ Directed ○ Rescue ○ Medical Assist — Individual Category ○1 ○2 ◉3

☐ Injured ☐ Treated ☐ Admitted Facility: ______ Coroner Case #

E2

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Trejo	John	L	DSG

Sex	Race	Height	Weight	Age	Shift	
◉ M ○ F	H	511	200	35	○ EM ◉ Day ○ PM	◉ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment: Lakewood Station
Work Assignment (Unit #, Module, etc.): Unit 134A

Individual Force Used: Control Techniques/Takedown/Resisted Handcuffing — ○ Directed ○ Rescue ○ Medical Assist — Individual Category ○1 ○2 ◉3

☒ Injured ☐ Treated ☐ Admitted Facility: ______ Coroner Case #

E_

Employee #	Last Name	First Name	Middle I.	Rank

Sex	Race	Height	Weight	Age	Shift	
○ M ○ F					○ EM ○ Day ○ PM	○ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment:
Work Assignment (Unit #, Module, etc.):

Individual Force Used: — ○ Directed ○ Rescue ○ Medical Assist — Individual Category ○1 ○2 ○3

☐ Injured ☐ Treated ☐ Admitted Facility: ______ Coroner Case #

On Duty Supervisor

☐ Additional Involved Employees

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Morrow	Travis	NMN	SGT	YES ○ NO ◉	YES ○ NO ◉

Supervisor Completing Investigation

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	[redacted]	[redacted]	NMN	SGT	YES ○ NO ◉	YES ○ NO ◉

Watch Commander / Supervising Lieutenant

Emp. #	Last Name	First Name	Middle I.	Rank
[redacted]	Powers	James	C	LT.

J. Powers [redacted] — 1/18/15

Watch Commander / Supervising Lieutenant's **Signature:** Date — Copy Provided to Employee by: Emp #:

Josie S. Woolum

Unit Commander **(Print Name)** — Unit Commander's **Signature**: — Emp #: [redacted] — Date

FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Supervisor's Report on Use of Force
SUSPECT INFORMATION

0 1 7 - 0 4 4 6 3 - 1 3 4 8 - 0 5 4

Suspect Information

S 1

Last Name: Samuela | First Name: Emanuele | Middle Name: Sefelino | Armed? Select: Not Armed

AKA Last Name: | First Name: | Middle Name:

Sex: (●) Male ( ) Female | Race: O | Age: 25 | Height: 603 | Weight: 270 | D.O.B: 05/28/91 | Phone #1: (●) H ( ) W ( ) C [redacted] | Phone #2: ( ) H ( ) W ( ) C None

Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Booking #: 4919915 | Primary Charge Code: 422(A)P.C. | Secondary Charge Code: 245(A)(4)PC | ☐ Criminal History

Treated on Scene? (●) YES ( ) NO Name: LA County Fire Depart | Unit: #30 | Phone #: 562-865-3714

Hospital Admission? ☐ Rec'd Treatment At: Lakewood Regional | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: Jennifer Ballinger | Address: 3700 East South Street Lakewood | Phone #: 562-531-2550

Under Influence: (●) YES ( ) NO | Substance: Alcohol | 5150 a factor in force? ( ) YES (●) NO User's guide provides direction on this entry

Date: 02/27/2017 | Time: 0024 | ☐ Audiotape: | ☒ Videotape: | ☒ Photos of Injuries: | ☒ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO By: | Unit: | Phone #:

Hospital Admission? ☐ Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO By: | Unit: | Phone #:

Hospital Admission? ☐ Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

017 - 04463 - 1348 - 054

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Bitolas	Michael	A

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Lakewood Station	135B/DAYS	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Calcote	Justin	K

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Lakewood Station	132A/PMS	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Murillo	Gabriela	A

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Lakewood Station	133/DAYS	○ EM ◉ Day ○ PM	◉ Regular ○ OT ○ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		[redacted]	

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]		

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]			

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		[redacted]	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

☐ **Additional Witness**

Supervisor's Report on Use of Force

0 1 7 - 0 4 4 6 3 - 1 3 4 8 - 0 5 4

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
SAMUELA	S1	SIMPKINS	E1	UC	NN	
SAMUELA	S1	TREJO	E2	PH	NN	
SAMUELA	S1	TREJO	E2	PP	NN	
TREJO	E2	SAMUELA	S1	CT	NN	
SIMPKINS	E1	SAMUELA	S1	TR	NN	
TREJO	E2	SAMUELA	S1	TD	FR	SH
SAMUELA	S1	TREJO	E2	HR	CP	EL
SIMPKINS	E1	SAMUELA	S1	TR	NN	
TREJO	E2	SAMUELA	S1	RH	NN	

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**Use of Force (fractured shoulder)**
IAB FILE NUMBER:	**FO2422930**
DIVISION / UNIT:	**South Patrol Division/Lakewood Station**
DATE / TIME:	**February 27, 2017/1535 Hours**
LOCATION:	[redacted] **Artesia CA**
SUSPECT:	**Emanuele Sefelino Samuela, Booking #4919915**
INVOLVED PERSONNEL:	**Deputy Scott Simpkins, #**[redacted] **Deputy John Trejo, #**[redacted]

SYNOPSIS

On February 27, 2017, the Internal Affair's Bureau (IAB) Force and Shooting Response Team, consisting of Lieutenant Justin Diez #[redacted] and Sergeant [redacted] #[redacted], responded to Lakewood Sheriff's Station regarding a use of force. The force resulted with the Suspect, Emanuele Samuela, suffering a fractured shoulder. For further details, refer to Lakewood Station crime report and supplemental reports, File #017-04463-1348-054 **[EXHIBIT A]**.

CASE SUMMARY

On February 27, 2017, approximately 1518 hours, deputies assigned to Lakewood Sheriff's Station received a call of a family disturbance at [redacted] in the city of Artesia. The caller, Witness [redacted], indicated the disturbing party, hereinafter referred to as, Suspect Samuela, was at the location causing a disturbance.

Witness [redacted] explained Suspect Samuela punched and shattered his bedroom window and was yelling at his [redacted] Witness [redacted] and [redacted] Witness [redacted]. He requested deputies respond to their location. Witness [redacted] provided the dispatcher with a clothing description of Suspect Samuela.

At 1525 hours, a second "911" call was received by Witness [redacted] who explained she needed deputies at [redacted] in Artesia immediately. She stated Suspect Samuela was very upset with her [redacted] broke a bedroom window, and was yelling at people. Witness [redacted] described Suspect Samuela as a large Samoan.

IAB NOTE: A disturbance call at [redacted] Tag #295 was entered in at 1521 hours. The call was dispatched at 1526 hours as a priority disturbance call. Refer to Call Details labeled **[EXHIBIT B]**.

IAB NOTE: The "911" voice recording captured Suspect Samuela yelling. Refer to the "911" calls **[EXHIBIT C].**

Deputy John Trejo, #[redacted], working PM Shift as unit 134A, was assigned to handle the call, and coordinated a response to the location with his assisting units. As units were en route to the location, they were informed by Lakewood Station dispatch the situation was escalating. Within several minutes, Witness [redacted] advised Lakewood Station dispatch the suspect was armed with a stick, and attacking the [redacted] Witness [redacted] Units were authorized to respond "Code 3" to the location.

IAB NOTE: The "911" voice recording captured a commotion between Suspect Samuela and Witness [redacted] Refer to the "911" voice recordings located on the DVD labeled **[EXHIBIT C]**.

As the high risk, assaultive behavior of Suspect Samuela was relayed to the responding units via L-TAC, Deputy Trejo communicated with his assisting units. He designated a rally point at 178th Street and Powell Place and directed his assisting units to meet him at that location first, before responding directly to the location.

Deputy Trejo arrived at Powell Place and 178th Street, and was met within seconds by his first responding unit, Deputy Simpkins. Deputies Simpkins and Trejo, drove onto 178th Street, westbound from Powell Place and when they arrived at [redacted] they observed Witness [redacted] on the sidewalk bleeding from her face.

Several witnesses standing in front of the location directed Deputies Trejo and Simpkins across the street to Suspect Samuela, who was walking away, westbound on 178th Street. Deputies Simpkins and Trejo observed Suspect Samuela matched the description of the suspect in the call.

Based on the information they received in the call, the seriousness of Witness [redacted] injury, and a suspect leaving the location, Deputies Simpkins and Trejo immediately drove westbound in their patrol cars to contact and detain Suspect Samuela.

Deputy Simpkins stopped his marked patrol vehicle just south of Suspect Samuela and parked his patrol vehicle at a northwest angel toward Suspect Samuela. Simultaneously, Deputy Trejo drove past Deputy Simpkins' vehicle and Suspect Samuela. Deputy Trejo parked his patrol vehicle further west on 178th Street, and west of Suspect Samuela. He exited his vehicle and walked toward the north sidewalk, directly west of Suspect Samuela.

Deputy Simpkins exited his patrol vehicle from his driver's door and ordered Suspect Samuela to stop. Suspect Samuela turned toward Deputy Simpkins, and replied, "Fuck you!" as he continued to walk away, westbound on the sidewalk. As Suspect Samuela approached Deputy Trejo, Deputy Trejo placed his left hand straight out and ordered Suspect Samuela to stop and get down on the ground. Suspect Samuela did not comply with Deputy Trejo's commands and continued to walk forward. Using both hands, Suspect Samuela slapped Deputy Trejo's left hand away. Suspect Samuela, with both of his hands, pushed Deputy Trejo in the chest area, causing him to fall backward.

Deputy Trejo immediately grabbed hold of Suspect Samuela's hands and the front part of his jacket to control Suspect Samuela's movement. Observing Suspect Samuela's large size, and aware of his violent and assaultive behavior, Deputy Trejo pulled Suspect Samuela's hands and body in toward his body in an effort to take him down to the ground and minimize his movement.

Simultaneously, Deputy Simpkins was standing east of Deputy Trejo and Suspect Samuela and observed Suspect Samuela assault Deputy Trejo. Due to Suspect Samuela's large stature, and aware of his recent attack against Witness [redacted] Deputy Simpkins yelled out "Taser" and fired one cartridge at Suspect Samuela's upper torso, back area.

> **IAB NOTE:** Deputy Simpkins was unable to determine if the Taser's prongs penetrated Suspect Samuela's skin due to his large thick jacket.

As Deputy Trejo pulled Suspect Samuela's body in toward his chest, Deputy Trejo fell backward onto the street, landing on his back and left elbow. Suspect Samuela landed faced down on top of Deputy Trejo, who was now pinned down slightly on his left side.

Suspect Samuela remained on top of Deputy Trejo's body and continued to struggle with Deputy Trejo on the ground. Deputy Simpkins could not see Suspect Samuela's hands, but observed a physical struggle between Suspect Samuela and Deputy Trejo and noted the initial deployment of the Taser was ineffective. Deputy Simpkins ordered Suspect Samuela to stop fighting and to give him his hands, but Suspect Samuela did not comply.

Suspect Samuela kicked his feet and thrashed his upper body around while Deputy Trejo remained trapped underneath Suspect Samuela's large body. In an effort to stop the attack against Deputy Trejo, Deputy Simpkins applied a three point drive stun to the back of Suspect Samuela's ankle.

> **IAB NOTE**: Deputy Simpkins did not recall which ankle he made contact with and he continuously applied the drive stun until Suspect Samuela was no longer a threat to Deputy Trejo. Refer to the Taser Protect Life Evidence Sync data labeled **[EXHIBIT D]**.

The drive stun provided the desired effect and forced Suspect Samuela's body to lock up. This allowed Deputy Trejo to maneuver his body out from underneath Suspect Samuela. Suspect Samuela was positioned face down with both hands tucked underneath his body. The placement of Suspect Samuela's hands prevented Deputy Trejo from handcuffing him. When the drive stun was applied to Suspect Samuela a second time, Suspect Samuela replied "okay" and inferred to Deputy Simpkins he would comply with their commands.

Deputy Simpkins ordered Suspect Samuela to roll over onto his stomach. Suspect Samuela complied, rolled onto his stomach, and allowed Deputy Trejo to handcuff him without further incident.

Suspect Samuela was placed on his side pending the arrival of the Los Angeles County Fire Department and Paramedics. Deputy Bitolas relieved Deputy Trejo from his position and monitored Suspect Samuela's airway until paramedics arrived. Deputy Bitolas observed Suspect Samuela spitting blood on the ground and as a precaution, he applied a spit mask over Suspect Samuela's face. Additionally, Deputy Simpkins applied a Hobble Restraint Device to Suspect Samuela's ankles as a precaution.

> **IAB NOTE:** The Hobble Restraint Device was applied without force.

Suspect Samuela was searched by Deputy Simpkins who recovered a plastic bindle of a white powdery substance resembling cocaine. Suspect Samuela was transported to Lakewood Regional Medical Center via ambulance, and treated by Dr. Jennifer Ballinger, who diagnosed Suspect Samuela with a "closed fracture of acromion" (fractured shoulder blade) and minor abrasions to his hands and face. For details regarding Suspect Samuela's treatment and diagnosis, refer to Lakewood Regional Medical Center Medical Records labeled **[EXHIBIT E]**.

Suspect Samuela was released from the hospital with an "OK to Book" and transported back to Lakewood Station where he was booked for an assault likely to produce great bodily injury, and assault on a peace officer. Refer to Suspect Samuela's booking records labeled **[EXHIBIT F]**.

INVOLVED PERSONNEL/WORK HISTORY

TREJO, JOHN

Deputy Sheriff, Employee #[redacted]
South Patrol Division/Lakewood Station - Patrol

Date of Employment:	03/29/2012
Date assigned to Lakewood:	06/01/2014
Completed Patrol Training:	[redacted]
Prior Shooting Incident(s):	
Prior Founded Force Incident(s):	[redacted]

SIMPKINS, SCOTT

Deputy Sheriff, Employee #[redacted]
South Patrol Division/Lakewood Station - Patrol

Date of Employment:	11/01/2012
Date assigned to Lakewood:	12/20/2015
Completed Patrol Training:	[redacted]
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incident(s):	[redacted]

SUSPECT INFORMATION

Emanuele Sefelino Samuela MO/25 Booking #4919915
DOB: 05/08/1991 **Hair:** Black **Eyes:** Brown **Height:** 603 **Weight:** 270
[redacted]
CII: [redacted] **MAIN:** [redacted] **FBI:** [redacted]

The Consolidated Criminal History Reporting System/Criminal Information Index (CCHRS/CII) revealed Suspect Samuela had [redacted]. For further information refer to a copy of Suspect Samuela's CCHRS/CII printouts **[Miscellaneous Documents]**.

INJURIES

Deputy Trejo sustained an injury to his left elbow during the takedown of Suspect Samuela. Deputy Trejo struck his left elbow against the asphalt as Suspect Samuela's body fell on top of him. Deputy Trejo complained of pain to his left elbow area, left hand, and small finger. Deputy Trejo provided photographs of his injuries. Refer to photographs on the DVD labeled **[EXHIBIT C]**.

Suspect Samuela sustained several scratches and abrasions to his left hand, as a result of punching out a glass window. Suspect Samuela suffered a closed fractured shoulder during the altercation with deputies. Refer to Lakewood Regional Medical Center records **[EXHIBIT H]** and the Los Angeles County Jail Medical Records **[EXHIBIT G]**. Photographs Suspect Samuela's injuries were taken. Refer to Suspect Injuries on the DVD labeled **[EXHIBIT C]**.

PHYSICAL EVIDENCE

A video recording of the scene was provided by Sergeant Travis Morrow. Video recorded interviews of witnesses at the scene of the incident were conducted and included with this review. Several photographs were taken of the scene and of Suspect Samuela's injuries. Refer to the DVD labeled **[EXHIBIT C]**.

CRIMINAL INVESTIGATION CHARGES

Investigator's Name:	Lakewood Station Detective, Jason Diplock, #[redacted]
Court:	Bellflower Superior Court
Charges Filed:	Assault Causing Great Bodily Injury; 245(A)(4) P.C. Obstructing a Peace Officer; 69 P.C. Vandalism; 594 PC Intimidate or Threaten a Witness; 136.1 P.C. Terrorist Threats; 422(A) P.C.
DA Case Number:	VA144155

On July 24, 2017, Lakewood Station, Detective Diplock submitted a criminal complaint. The above charges were filed by Deputy District Attorney Suzanne Pulice. For further details, refer to the Superior Court of California, County of Los Angeles Minute Order labeled **[EXHIBIT H]**.

On October 24, 2017, the court dismissed the charge of Intimidating or Threatening a Witness, 136.1 P.C. Suspect Samuela waived his rights and pled guilty to the remaining four counts and was sentenced to four years formal probation. Refer to the Superior Court of California, County of Los Angeles Minute Order labeled **[EXHIBIT H]**.

INVOLVED DEPUTY STATEMENTS

Deputy Scott Simpkins

On January 2, 2018, IAB Sergeants [redacted] and Carmen Arballo conducted an interview of Deputy Scott Simpkins at Internal Affairs Bureau. On January 17, 2018, IAB Sergeant [redacted] conducted a second interview of Deputy Simpkins. Both interviews were digitally audio recorded and transcribed. The following is a summary of Deputy Simpkins interviews. Refer to the transcripts for a complete interview.

Deputy Simpkins was assigned to PM shift as unit 135A. He was assigned to the Hawaiian Gardens area. Deputy Simpkins recalled a family disturbance in the city of Artesia. The call details stated Suspect Samuela was breaking items at the location. Deputy Simpkins monitored the radio traffic via L-TAC, and was advised by Lakewood Station Dispatch the situation at the location was escalating. The call was upgraded to a "Code 3" response, and units were informed the suspect was armed with a stick and beating someone.

Deputy Simpkins was working in a one man unit and responded "Code 3" to the location. He estimated his response time to be within minutes. Deputy Trejo coordinated a response to the location with his assisting units, and directed them to meet at an intersection east of the location.

> **IAB NOTE:** Deputy Trejo directed assisting units to 178th Street and Powell Court.

Deputy Simpkins met Deputy Trejo east of the location. They drove west on 178th Street toward the address in the call. Upon their arrival, Deputy Simpkins observed Witness [redacted] bleeding from her face and several people at the location pointing toward Suspect Samuela, who was walking away. Suspect Samuela was on the north sidewalk of the street, walking westbound away from the location.

Deputy Simpkins believed the victim was pointing at the suspect, who assaulted her. Deputies Simpkins and Trejo drove west toward Suspect Samuela. Deputy Simpkins stopped his vehicle east of Suspect Samuela, exited his vehicle with his Taser pointed at Suspect Samuela, and ordered Suspect Samuela to stop, and get on the ground. He warned Suspect Samuela to do those two things or he would be tased. Suspect Samuela looked at Deputy Simpkins and replied, "Fuck you!"

Deputy Trejo drove further west of Deputy Simpkins and Suspect Samuela. He exited his vehicle and stood west of Suspect Samuela. After Suspect Samuela refused to comply with Deputy Simpkins' orders, he continued to walk westbound directly toward Deputy Trejo. Deputy Simpkins observed Deputy Trejo place his hand out toward Suspect Samuela and ordered him to get on the ground. Suspect Samuela swiped Deputy Trejo's hands. Deputy Simpkins immediately fired his Taser at the back of Suspect Samuela.

> **IAB NOTE:** Deputy Simpkins was not certain if Suspect Samuela continued to assault Deputy Trejo. His view of Deputy Trejo and Suspect Samuela's hands was obstructed by Suspect Samuela's large body.

Deputy Simpkins heard Suspect Samuela yell out, "Oh no!" and observed Deputy Trejo and Suspect Samuela fall down to the ground. Deputy Trejo landed on his back with Suspect Samuela landing on top of Deputy Trejo. Deputy Simpkins observed a struggle between Deputy Trejo and Suspect Samuela on the ground. He broadcasted emergency radio traffic, and advised responding units, deputies were now involved in a fight.

Deputy Simpkins noted the Taser was not effective. He could see Suspect Samuela kicking, squirming around, and yelling with Deputy Trejo underneath his body. Deputy Simpkins could not see Suspect Samuela's hands because his view was obstructed by Suspect Samuela's body, and he was uncertain if Suspect Samuela was assaulting Deputy Trejo or attempting to take his personal equipment away from Deputy Trejo. Deputy Simpkins ordered Suspect Samuela to stop fighting and to give him his hands, but Suspect Samuela did not comply.

Based on the prior assault against Witness [redacted] and the large stature of Suspect Samuela, who displayed assaultive behavior toward Deputy Trejo, Deputy Simpkins applied a three point drive stun against Suspect Samuela's ankle.

> **IAB NOTE:** Deputy Simpkins could not recall which ankle he applied the Taser to or how long he held the trigger down on the Taser.

Deputy Simpkins stated Suspect Samuela was assaultive and on top of Deputy Trejo. Deputy Simpkins held the Taser trigger down for the duration of Suspect Samuela's assaultive behavior. When he heard Suspect Samuela say, "Ok" and realized Suspect Samuela was no longer assaultive toward Deputy Trejo, and would comply with their commands, he released the Taser's trigger. At that time, Deputy Trejo was able to maneuver out from underneath Suspect Samuela and gain control of Suspect Samuela's hands to handcuff him

> **IAB NOTE:** Deputy Simpkins did not recall the exact details of the handcuffing.

> **IAB NOTE:** The Taser data indicated a "power magazine change" at 1400 hours **[EXHIBIT D, PAGE 4, LINE 102].** The data recorded a trigger activation at 15:56:20 hours for 27 seconds. **[EXHIBIT D, PAGE 4, LINE 110].** A second trigger activation was recorded at 15:57:47 for 5 seconds.

Deputy Simpkins ordered Suspect Samuela to roll over onto his stomach and he complied. Suspect Samuela was handcuffed by Deputy Trejo without further incident.

> **IAB NOTE:** Deputy Simpkins was not certain if Suspect Samuela resisted in any part of his handcuffing by Deputy Trejo.

Deputy John Trejo

On January 2, 2018, IAB Sergeants [redacted] and Carmen Arballo conducted an interview of Deputy John Trejo at Internal Affairs Bureau. On January 16, 2018, a second interview of Deputy Trejo was conducted by IAB Sergeant [redacted]. Both interviews were digitally audio recorded and transcribed. The following is a summary of Deputy Trejo's interviews. Refer to the transcripts for a complete interview

Deputy Trejo was assigned to PM shift as 134A. He was working in Artesia and was assigned as the handling unit of the family disturbance call at [redacted] in Artesia. He coordinated a response with his assisting units to meet him at Powell Court and 178th Street and inquired if any of his assisting units were equipped with a less than lethal weapon. Deputy Simpkins advised he was equipped with a Taser.

Deputy Trejo estimated his response time to the call to be between three to five minutes. Deputy Trejo arrived at Powell Court and 178th Street and waited for Deputy Simpkins at the location. As Deputy Trejo waited for his assisting unit, the call was upgraded by Lakewood Station dispatch from a priority call to an emergency call.

Deputy Trejo noted the suspect described in the call was large and assaultive. Deputy Trejo believed the call was high risk and chose to wait for one assisting unit before responding to the location.

Deputies Simpkins and Trejo drove westbound on 178th Street to the location listed in the call. When Deputy Trejo arrived in front of the location, he observed a female adult covered in blood, along with other individuals who were standing in front of the location, and who were pointing westbound toward the suspect. Suspect Samuela was on the north sidewalk walking westbound away from the location. Deputy Trejo estimated Suspect Samuela to be over six feet tall, weighing more than two hundred pounds. Deputy Trejo estimated Suspect Samuela was approximately 200 yards west of their location.

Deputies Simpkins and Trejo drove their patrol vehicles west on 178th Street to make contact with Suspect Samuela. Deputy Simpkins parked east of Suspect Samuela and exited his patrol vehicle, and Deputy Trejo parked west of Suspect Samuela. Deputy Simpkins exited his vehicle and ordered Suspect Samuela to stop. Deputy Trejo exited his patrol vehicle and walked onto the north sidewalk, placed his left hand up, and ordered Suspect Samuela to stop.

Using both hands, Suspect Samuela immediately slapped Deputy Trejo's hands to the side and pushed him back, striking his chest area. Deputy Simpkins fired his Taser at the back of Suspect Samuela, but it appeared ineffective.

Believing Suspect Samuela would continue his assault against him, Deputy Trejo grabbed Suspect's Samuela' hands and the front of his jacket (chest area) and pulled Suspect Samuela in towards his body to take him down to the ground. Deputy Trejo fell backward, with Suspect Samuela falling on top of him.

> **IAB NOTE:** Deputy Trejo believed the take down of Suspect Samuela gave him a fighting advantage, and was safer than fighting Suspect Samuela standing up.

Deputy Trejo fell backward onto the asphalt, landing on the left side of his back. As Deputy Trejo fell back, Suspect Samuela landed face down on top of him. Using the Taser, Deputy Simpkins applied a three point drive stun to Suspect Samuela's ankle. The Taser appeared effective, as Suspect Samuela's body locked up, and Deputy Trejo was able to squeeze out from underneath Suspect Samuela.

As Suspect Samuela laid face down on the ground, he tucked both arms underneath his body. Deputy Trejo attempted to pull Suspect Samuela's arm out from underneath his body to handcuff him, but Suspect Samuela arms were tense and he would not allow Deputy Trejo to handcuff him. Deputy Simpkins applied the Taser a second time, Deputy Trejo was able to handcuff Suspect Samuela without further incident. Deputy Trejo handcuffed Suspect Samuela's left arm first, and was assisted by Deputy Simpkins with handcuffing the right arm without any resistance.

WITNESS STATEMENTS

Sergeant Travis Morrow

On December 20, 2017, IAB Sergeants [redacted] and Henry Ortega #[redacted] conducted an interview of **Witness Sergeant Travis Morrow #**[redacted] at Internal Affairs Bureau. The interview was digitally audio recorded and transcribed. The following is a summary of Sergeant Morrow's interview. Refer to the transcripts for a complete interview.

Sergeant Morrow was the field sergeant assigned to PM shift as unit 131S. He was working patrol when he heard a priority family disturbance call dispatched to patrol units. The call was upgraded to an emergency call. When deputies arrived they became involved in a fight. Sergeant Morrow responded to the location "Code 3" from South Street and Gridley. He arrived on scene within one to two minutes.

Sergeant Morrow observed Suspect Samuela handcuffed on the ground in the middle of the roadway. Deputies Simpkins and Trejo were present with the suspect and the force was completed prior to Sergeant Morrow's arrival.

> **IAB NOTE:** Sergeant Morrow video recorded the scene and witnesses interviews. Refer to witness interview on the DVD labeled **[EXHIBIT C]**.

Deputy Michael Bitolas

On January 2, 2018, IAB Sergeants [redacted] and Carmen Arballo, #[redacted] conducted an interview of **Witness Deputy Michael Bitolas #**[redacted] at Internal Affairs Bureau. The interview was digitally audio recorded and transcribed. The following is a summary of Deputy Bitolas' interview. Refer to the transcripts for the complete interview.

Deputy Bitolas was working day shift at Lakewood Station as unit 135B, when he heard a dispatched call of a family disturbance. As details were being communicated by the dispatcher to responding units, the situation at the location appeared to be escalating. Deputy Bitolas responded to the location from Hawaiian Gardens.

Deputy Trejo coordinated a meeting point and response to the location with his assisting units. Within seconds of Deputies Trejo and Simpkins arrival on scene, Deputy Bitolas heard emergency radio traffic that deputies were now involved in a fight at the location.

When Deputy Bitolas arrived on scene, he observed Suspect Samuela on the ground handcuffed. Deputy Simpkins was holding the upper body of Suspect Samuela and Deputy Trejo was straddling Suspect Samuela's lower legs. Suspect Samuela was not resisting at this time and the force was completed prior to Deputy Bitolas' arrival.

Deputy Trejo informed Deputy Bitolas he was injured. Deputy Bitolas relieved Deputy Trejo from his position and straddled Suspect Samuela's legs to maintain a control of Suspect Samuela. Suspect Samuela remained cooperative with Deputy Bitolas.

Deputy Bitolas observed Suspect Samuela continuously spitting on the ground, and applied a spit mask onto his face without any force. Deputy Bitolas was aware a Hobble Restraint Device was applied onto Suspect Samuela's ankle, but he did not recall who applied it. Los Angeles County Fire and Paramedics responded to the scene and treated Suspect Samuela prior to his transport to Lakewood Regional Medical Center.

Deputy Justin Calcote

On January 4, 2018, IAB Sergeants [redacted] and Carmen Arballo conducted an interview of **Witness Deputy Justin Calcote**, #[redacted] at Internal Affairs Bureau. The interview was digitally audio recorded and transcribed. The following is a summary of Deputy Calcote's interview. Refer to the transcripts for a complete interview.

Deputy Calcote was assigned to Lakewood Station unit 132A. He heard a priority family disturbance call dispatched. The call escalated and was upgraded to an emergency response. Deputy Calcote responded to the location from Lakewood Station.

Deputy Calcote heard radio communication from Deputy Trejo, who coordinated the response to the call. Deputy Calcote and other deputies were updated via emergency radio traffic that deputies on scene were involved in a fight.

When Deputy Calcote arrived on scene, he observed Suspect Samuela on the ground and Los Angeles County Paramedics treating him. Deputy Calcote did not witness any use of force, and did not recall assisting any deputy with the application of a spit mask on Suspect Samuela.

Deputy Gabriela Murillo

On December 27, 2017, IAB Sergeants [redacted] and Paul Valle #[redacted], conducted an interview of **Witness Deputy Gabriela Murillo #**[redacted] at Internal Affairs Bureau. The interview was digitally audio recorded and transcribed. The following is a summary of Deputy Murillo's interview. Refer to the transcripts for the complete interview.

Deputy Murillo had completed her day shift and was [redacted] at Lakewood Station, when she heard emergency radio traffic of deputies involved in a fight. She responded to the location with Deputy Jones. She estimated their travel time from Lakewood Station to the call was approximately five to seven minutes.

When she arrived on scene, she observed Suspect Samuela on the ground in the middle of the street and Deputy Simpkins was next to the suspect. Suspect Samuela had a spit mask applied over his face, and a hobble restraint device applied to his ankles.

Deputy Murillo did not witness any force and assisted with transporting Suspect Samuela to Lakewood Regional Medical Center.

CIVILIAN WITNESS STATEMENTS

[redacted]

On February 27, 2017, Lakewood Sergeant Travis Morrow conducted an interview of **Witness** [redacted] near [redacted] Artesia. The interview was video recorded and transcribed. The following is a summary of Witness [redacted] interview. Refer to the transcripts for a complete interview.

Witness [redacted] is the [redacted] of Victim [redacted] the [redacted] of a triplex, which includes the residence at [redacted] Witness [redacted] was standing on the east sidewalk facing west toward the rear passenger door of her parked vehicle. She was attempting to keep an eye on her [redacted] seated in the car.

Witness [redacted] observed Suspect Samuela assault Victim [redacted] in front of the location and then walk westbound away from location. When deputies arrived on scene, Witness [redacted] directed them to Suspect Samuela's location. Witness [redacted] observed deputies get out of their patrol vehicle, and order Suspect Samuela to stop. She heard Suspect Samuela yell out, "Fuck you!"

Witness [redacted] saw deputies approach Suspect Samuela with, what she believed to be firearms drawn, but she became distracted and turned her attention away from deputies as she focused on her [redacted] inside the vehicle. Witness [redacted] did not witness any use of force by deputies.

> **IAB NOTE:** Witness [redacted] was standing approximately 75 yards away from deputies when they contacted Suspect Samuela.

[redacted]

On February 27, 2017, Lakewood Sergeant Travis Morrow conducted an interview of **Witness** [redacted] near [redacted] Artesia. The interview was video recorded and transcribed. The following is a summary of Witness [redacted] interview. Refer to the transcripts for a complete interview.

Witness [redacted] resides at [redacted] in Artesia, and knows Suspect Samuela as his [redacted] Witness [redacted] called "911" because Suspect Samuela was arguing with his [redacted] Witness [redacted] and [redacted] Suspect Samuela was upset with his [redacted] who was not at the location and punched through a window of their home located at [redacted]

When the first deputies arrived on scene, Witness [redacted] was standing in front of house just south of [redacted] the residence where the initial altercation

occurred. Witness [redacted] saw deputies approach Suspect Samuela south west of his location. Witness [redacted] heard Suspect Samuela tell the deputies he wasn't doing anything wrong; he was just walking. As deputies attempted to detain Suspect Samuela, he resisted both deputies, using both hands to push the deputies away. Deputies grabbed Suspect Samuela by his arms and twirled him down to the ground.

Suspect Samuela continued to struggle on the ground, and kept one hand away from deputies, which prevented them from handcuffing him. The deputies pulled Suspect Samuela's arm out from underneath his body to arrest him.

> **IAB NOTE:** Witness [redacted] could not identify which arm Suspect Samuela kept tucked underneath his body. Witness [redacted] did not witness any other force by deputies.

[redacted]

On February 27, 2017, Lakewood Sergeant Travis Morrow conducted an interview of **Witness** [redacted] near [redacted] Artesia. The interview was video recorded and transcribed. The following is a summary of Witness [redacted] interview. Refer to the transcripts for a complete interview.

Witness [redacted] was standing on the east side of the street, approximately 100 yards away from deputies when deputies confronted Suspect Samuela. Witness [redacted] observed deputies pulled out their firearms and point them at Suspect Samuela. Witness [redacted] observed Suspect Samuela physically resist deputies as they were holding onto him. Suspect Samuela began hitting the deputies; however, the deputies were able to hold onto Suspect Samuela and place him against their patrol car. The deputies handcuffed Suspect Samuela without further incident.

> **IAB NOTE:** During Suspect Samuela's altercation with deputies, Witness [redacted] was speaking with Lakewood dispatch. Her statements were inconsistent with other witness statements.

[redacted]

On June 7, 2017, IAB Sergeants [redacted] and Henry Ortega conducted an interview of **Witness** [redacted] at [redacted] Artesia. The interview was digitally recorded and transcribed. The following is a summary of Witness [redacted] interview. Refer to the transcripts for a complete interview.

Witness [redacted] stated she called "911" after Suspect Samuela punched out a window of their residence. Suspect Samuela was upset and very angry. Suspect Samuela was confronted by the [redacted] Witness [redacted] and the confrontation escalated into a physical altercation on the street in front of [redacted] Suspect Samuela was much larger than Witness [redacted] and continuously punched Witness [redacted] in the face. Suspect Samuela left the location on foot, traveling westbound on 178th Street, toward Gridley Avenue.

When deputies arrived on scene, Witness [redacted] directed them to Suspect Samuela as he was walking away from the location westbound, on the north sidewalk of the street. Witness [redacted] stated she did not witness any interaction between deputies and Suspect Samuela.

[redacted]

On January 10, 2018, IAB Sergeant [redacted] conducted a telephonic interview of **Witness** [redacted] The interview was digitally audio recorded and transcribed. The following is a summary of Witness [redacted] interview. Refer to the transcripts for a complete interview.

Witness [redacted] at [redacted] and was informed by her [redacted] and tenant, Suspect Samuela was at the location destroying the property. Witness [redacted] responded to the location to remove the suspect from her property.

Witness [redacted] confronted Suspect Samuela and the two began to argue. As the situation escalated, Witness [redacted] began to walk away from Suspect Samuela and armed herself with a stick. Suspect Samuela followed her to the front of the residence and began to punch and kick her repeatedly. The strikes dazed Witness [redacted] and she could not recall details after the assault.

SUSPECT INTERVIEW

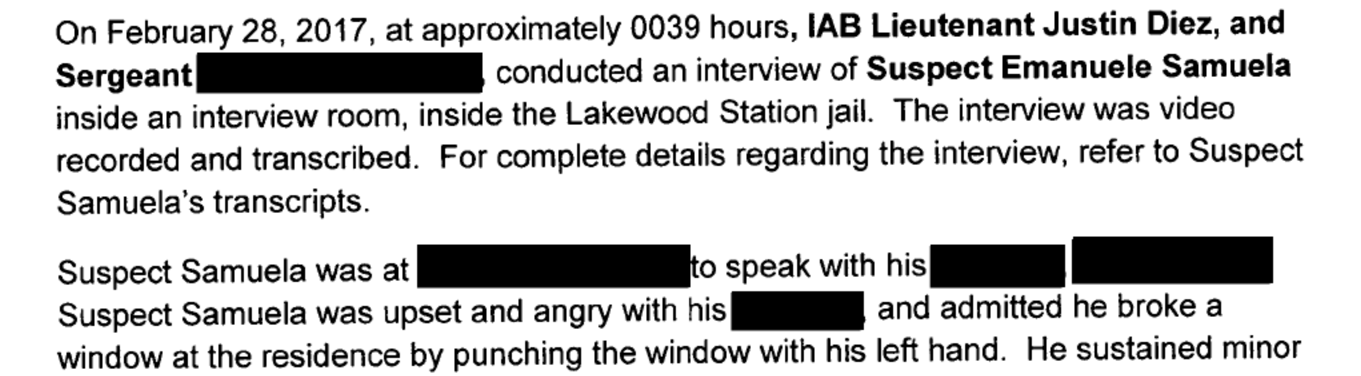
Suspect Emanuele Samuela

On February 27, 2017, at 1937 Hours, **Lakewood Station** Acting Watch Commander, **Sergeant Paul Jernigan #**[redacted], conducted an interview of **Suspect Emanuele Samuela** at the Lakewood Regional Medical Center. The interview was video recorded and transcribed. For complete details regarding the interview, refer to Suspect Samuela's transcripts.

Suspect Samuela was walking west on the north sidewalk of 178th Street, when he was approached by deputies. He was told to stop, and told them, "Why, I didn't do anything wrong." Suspect Samuela said he was tased and fell to the ground. He believed he injured his shoulder during the fall.

Suspect Samuela could not recall how he sustained scratches to his left hand, or why it was swollen. Suspect Samuela said he smoked a lot of marijuana within the last 24 hours of the altercation with deputies, and he consumed a 16 ounce beer twenty minutes before the altercation.

> **IAB NOTE:** Suspect Samuela appeared to be in an altered state during the interview.



On February 28, 2017, at approximately 0039 hours, **IAB Lieutenant Justin Diez, and Sergeant [redacted]** conducted an interview of **Suspect Emanuele Samuela** inside an interview room, inside the Lakewood Station jail. The interview was video recorded and transcribed. For complete details regarding the interview, refer to Suspect Samuela's transcripts.

Suspect Samuela was at [redacted] to speak with his [redacted], [redacted]. Suspect Samuela was upset and angry with his [redacted] and admitted he broke a window at the residence by punching the window with his left hand. He sustained minor scratches to his left hand from broken glass, and his left hand appeared to be swollen.

Suspect Samuela stated he was walking on the north sidewalk of 178th Street, traveling west toward Gridley Avenue, when he was approached by two deputies in their marked patrol vehicles. One deputy (Deputy Simpkins) stopped just south of Suspect Samuela and exited his vehicle, ordering Suspect Samuela to stop. The second deputy (Deputy Trejo) stopped his vehicle west of Suspect Samuela, exited his vehicle and approached Suspect Samuela, ordering him to stop.

Suspect Samuela said he did not comply with deputies orders because he felt he did nothing wrong. He was involved in a short scuffle with Deputy Trejo, and was immediately tased in the left shoulder. Suspect Samuela fell to the ground, landing on the asphalt of the street. Suspect Samuela could not recall how he landed. Once on the ground, Suspect Samuela described being tased several times, and recalled his body locked-up several times. Suspect Samuela said he told deputies, "okay" and he would cooperate with their commands. Suspect Samuela said he was handcuffed without any resistance.

Suspect Samuela was not certain how he sustained his fractured shoulder but believed it was possibly fractured during his handcuffing.